

IC 31-33-13

Chapter 13. Voluntary Services Referral Agreement Between Person Accused of Child Abuse or Neglect and Department of Child Services

IC 31-33-13-1

Application of chapter

Sec. 1. This chapter applies if:

- (1) a child abuse or neglect report is classified as substantiated;
- (2) the department does not seek court involvement under IC 31-34; and
- (3) the department recommends voluntary participation in family or rehabilitative services for not more than six (6) months.

As added by P.L.1-1997, SEC.16. Amended by P.L.234-2005, SEC.137.

IC 31-33-13-2

Voluntary agreement to participate in and complete family or rehabilitation services

Sec. 2. A person who is accused of child abuse or neglect may enter into a voluntary services referral agreement with the department under this chapter. Under the terms of the agreement, the person shall successfully participate in and complete any family or rehabilitative services recommended by the department.

As added by P.L.1-1997, SEC.16. Amended by P.L.234-2005, SEC.138.

IC 31-33-13-3

Noncompliance; terminating agreement and entering report in child abuse registry

Sec. 3. If a person who enters into an agreement under section 2 of this chapter (or IC 31-6-11-13.5(b) before its repeal) fails to substantially carry out the terms of the agreement, the department shall:

- (1) terminate the agreement; and
- (2) enter the child abuse or neglect report relating to the person into the registry under IC 31-33-17.

As added by P.L.1-1997, SEC.16. Amended by P.L.234-2005, SEC.139.

IC 31-33-13-4

Advice regarding effect of noncompliance

Sec. 4. Before a person enters into a services referral agreement under this chapter, the department shall advise the person, orally and in writing, that the department shall enter information contained in the child abuse or neglect report that gave rise to the service referral agreement into the registry as provided under IC 31-33-17 if the person fails to substantially comply with the terms of the agreement.

As added by P.L.1-1997, SEC.16. Amended by P.L.234-2005,

SEC.140.

IC 31-33-13-5

Court access to information relating to agreement

Sec. 5. The department shall provide a court with access to information relating to a services referral agreement whenever the court:

(1) approves a program of informal adjustment; or

(2) presides over a child in need of services proceeding;

involving the same person or family to whom services were recommended under the services referral agreement.

As added by P.L.1-1997, SEC.16. Amended by P.L.234-2005, SEC.141.